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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : MASSIMO MALINI
TITLE : APPARATUS FOR WRAPPING GROUPS OF PRODUCTS
APPLICATION NO. : 10/771,905
FILED : February 4, 2004
CONFIRMATION NO. : 4663
ART UNIT : 3721
LAST OFFICE ACTION : None
ATTORNEY DOCKET NO. : BUGZ 200215
Cleveland, OH 44114
July 23, 2004

PETITION TO REINSTATE FIRST FILING DATE

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petition the U.S. Patent and Trademark Office to reinstate the first filing date of this application, i.e., February 4, 2004. Applicant states that the within application was received by the Patent Office on February 4, 2004 as indicated on the postcard attached hereto and incorporated herein as Exhibit "A". As shown on the postcard, Applicant submitted the following documents to the U.S. Patent and Trademark Office on February 4, 2004:

1. New Application Transmittal;
2. Checks in the amount of \$770.00 and \$40.00;
3. Specification (9 sheets), claims (4 sheets) Abstract (1 sheet), Drawings (3) sheets;
4. Original Declaration and Power of Attorney for Patent Application;
5. Assignment Recordation Form Cover Sheet and original Assignment;
6. Transmittal Letter of 35 U.S.C. § 119 Foreign Priority Document;
7. Information Disclosure Statement; related 1449/PTO form, and

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references cited in the Information Disclosure Statement; and

8. Letter regarding co-pending U.S. Patent Application No. 10/355,457.

On May 4, 2004, Applicant received a Notice of Incomplete Nonprovisional Application indicating that the specification and formal drawing were not submitted to the U.S. Patent and Trademark. In response thereto, Applicant timely filed its Response to Notice of Incomplete Nonprovisional Application on May 10, 2004 and enclosed another copy of the specification and three (3) sheets of Formal Drawings (Figures 1-3)

Accordingly, for the reasons stated above, Applicants believe that the filing date of this application is February 4, 2004, and request that the U.S. Patent and Trademark Office reinstate February 4, 2004 as the official filing date of the within application.

Applicant encloses a check in the amount of \$130.00 for the filing of this Petition. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 06-0308.

Should the Petitions Attorney have any questions or wish to discuss this Petition, a telephone call to the undersigned attorney would be welcomed.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

July 26, 2004

Date


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Certificate of Mailing

Under 37 C.F.R. § 1.8, I certify that this Petition is being

deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:
Date
July <u>26</u> , 2004

	Signature
	Printed Name
	Caroline A. Schweter

